

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, APRIL 28, 1992
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:32 a.m. The meeting was recessed by Mayor O'Connor at 10:37 a.m. to convene the Special Joint Meeting with the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 11:54 a.m. with Council Members Roberts, Stevens, and Filner not present. The meeting was recessed by Mayor O'Connor at 12:23 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:11 p.m. with Council Members Roberts, Stevens, Stallings and Filner not present. Mayor O'Connor recessed the meeting at 2:28 p.m. to reconvene the Special Joint Meeting with the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 2:49 p.m. with all Council Members present. Mayor O'Connor recessed the meeting at 3:31 p.m. to reconvene the Special Joint Meeting with the Redevelopment Agency. The meeting was reconvened by Deputy Mayor Roberts at 4:41 p.m. with Council Member McCarty and Mayor O'Connor not present. Deputy Mayor Roberts recessed the meeting at 5:08 p.m. to convene the Redevelopment Agency meeting. The meeting was reconvened by Deputy Mayor Roberts at 5:14 p.m. with Council Member McCarty and Mayor O'Connor not present. Deputy Mayor Roberts recessed the meeting at 5:14 p.m. to convene the Housing Authority. The meeting was reconvened by Deputy Mayor Roberts at 5:16 p.m. with Council Member McCarty and Mayor O'Connor not present. Chairperson Filner adjourned the meeting at 6:17 p.m. to meet in Closed Session in the 12th floor conference room to discuss a Redevelopment Agency item.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present

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- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (mp/so)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

PUBLIC COMMENT:

ITEM-PC-2: REFERRED TO THE CITY MANAGER

Comments by Ann Merrill on crime in Sherman Heights.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J000-037.)

ITEM-114: (R-92-1507) ADOPTED AS RESOLUTION R-279858

Authorizing the City Manager to accept a donation of two vehicles from Infiniti Division of Nissan Motor Corporation, to be used for vocational training of police officers at the Police Academy;

Expressing the gratitude of the citizens of San Diego for this act of civic generosity.

CITY MANAGER SUPPORTING INFORMATION: Infiniti Division of Nissan Motor Corporation is willing to donate two vehicles to the Police Department. The cars will be used for training officers in routine and high risk driving at the Police Academy. This is the second donation to the Police Department from Infiniti Division. On October 7, 1991, the City of San Diego accepted two vehicles from them, also to be used for vocational training of officers at the Police Academy (Resolution R-278737.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A020-070.)

Motion by Stevens to deny. No second.

MOTION BY ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-not present, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-310: WELCOMED

Welcoming a group of approximately 10 participants in the Youth at Risk Program, accompanied by Pam Hames. This group will arrive at approximately 10:30 a.m.

(District-8.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A242-300.)

ITEM-330:

Two actions relative to the Tierrasanta Facilities Benefit Assessment:

(See City Manager Report CMR-92-82. Located east of I-15 and north of Friars Road. District-7.)

Subitem-A: (R-92-1282) ADOPTED AS RESOLUTION R-279859

Designating an area of benefit in Tierrasanta; confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to said public

facilities projects, the method for apportioning the costs of said public facilities projects among the parcel within the area of benefit and the amount of the facilities benefit assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments, and ordering of proposed public facilities project in the matter of Tierrasanta Facilities Benefit Assessment Area.

Subitem-B: (R-92-1283) ADOPTED AS RESOLUTION R-279860

Adopting the Assessment Fee Schedule contained in the Tierrasanta Public Facilities Financing Plan, as adopted in R-279725;

Declaring it to be an appropriate and applicable development impact fee for all properties within the Tierrasanta Community that have either never been assessed under the Tierrasanta Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: STRT FB-10

COUNCIL ACTION: (Tape location: B640-C060.)

Hearing began at 11:55 a.m. and halted at 11:58 a.m.

MOTION BY McCARTY TO ADOPT. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-331:

Two actions relative to the Scripps Miramar Ranch Facilities Benefit Assessment:

(See City Manager Report CMR-92-104. Located east of I-15 and north of Pomerado Road. District-5.)

Subitem-A: (R-92-1432 Rev.1) ADOPTED AS RESOLUTION
R-279861

Designating an area of benefit in Scripps Miramar Ranch;

Confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to said public facilities projects, the method for apportioning the costs of said public facilities projects among the parcels within the area of benefit and the amount of the facilities benefit assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments, and ordering of proposed public facilities project in the matter of Scripps Miramar Ranch Benefit Assessment Area.

Subitem-B: (R-92-1433) ADOPTED AS RESOLUTION R-279862

Adopting the Assessment Fee Schedule contained in the Scripps Miramar Ranch Public Facilities Financing Plan; declaring it to be an appropriate and applicable development impact fee for all properties within the Scripps Miramar Ranch Community that have either never been assessed under the Scripps Miramar Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: STRT FB-11

COUNCIL ACTION: (Tape location: B620-639.)

Hearing began at 11:54 a.m. and halted at 11:55 a.m.

MOTION BY BEHR TO ADOPT ITEMS 331 and S501. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-not present, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-332:

Two actions relative to the Mira Mesa Facilities Benefit Assessment:

(See City Manager Report CMR-92-134. District-5.)

Subitem-A: (R-92-1598 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-279865

Approving the document entitled "Mira Mesa Public
Facilities Financing Plan and Facilities Benefit
Assessment, March, 1992."

Subitem-B: (R-92-1599) ADOPTED AS AMENDED AS
RESOLUTION R-279866

Resolution of Intention to designate an area of benefit
in Mira Mesa and setting the time and place for holding
a public hearing.

FILE LOCATION: STRT FB-12

COUNCIL ACTION: (Tape location: C063-401, D569-E558.)

MOTION BY BEHR TO ADOPT AS AMENDED APPROVING THE
RECOMMENDATIONS OF THE MIRA MESA PLANNING GROUP AS FOLLOWS:

1. PROJECTS 28 AND 29, CARROLL CANYON ROAD. THE TASK
FORCE BELIEVES THESE ROAD IMPROVEMENTS WILL BE NEEDED
PRIOR TO THE OPENING OF CARROLL CANYON ROAD FROM I-805
TO I-15 SINCE THE FENTON AND CALMAT PROPERTIES ARE
PLANNED TO BE DEVELOPED IN THE YEARS 2005 THROUGH 2016.
AS SUCH, THEY HAVE PROPOSED THE DESIGN, LAND
ACQUISITION AND CONSTRUCTION AS IDENTIFIED FOR FY 2001
THROUGH 2003 WHEREAS THE CITY HAS PROGRAMMED THESE
TASKS IN FY 1996 AND 1997.

THE TASK FORCE BELIEVES THAT THE APPROXIMATE
\$10,000,000 WORTH OF IMPROVEMENTS TO I-805/MIRA MESA
BOULEVARD INTERCHANGE, AS PART OF PROJECT NO. 44, WILL
DRASTICALLY IMPROVE THE TRAFFIC CIRCULATION IN THIS
AREA OF THE COMMUNITY. PROJECT NO. 44 IS SCHEDULED FOR
CONSTRUCTION IN FY 1993 THROUGH FY 1995. CONSEQUENTLY,
IT WAS THEREFORE CONCLUDED THAT THE INTERCHANGE
IMPROVEMENTS COULD BE MORE THAN ADEQUATE UNTIL
SUBSEQUENT DEVELOPMENT COMMENCED IN THE CARROLL CANYON
AREA OF THE COMMUNITY.

AS SUCH, THE TASK FORCE HAS IDENTIFIED OTHER PRIORITIES
WITHIN THE COMMUNITY, I.E., NEIGHBORHOOD AND COMMUNITY
PARKS, WHICH NEED THE IMMEDIATE ATTENTION AND FUNDING
PRIOR TO PROJECTS 28 AND 29.

IN ADDITION, THE TASK FORCE HAS PROPOSED A COMBINED
TOTAL COST ESTIMATE FOR DESIGN, LAND ACQUISITION AND
CONSTRUCTION OF \$7,743,000 FOR THESE TWO PROJECTS.
THIS ESTIMATED COST IS BASED ON A PRELIMINARY
ENGINEERING DESIGN ILLUSTRATED ON CITY ENGINEER'S DWG.

NO. 20289-1 THROUGH 3-D AND INCLUDES A CONSTRUCTION CONTINGENCY OF 30 PERCENT. THE CITY, HOWEVER, IS MAINTAINING THE SAME IMPROVEMENTS WILL COST \$10,512,000, WHICH RESULTS IN A DIFFERENCE OF \$2,769,000.

2. PROJECTS 88, 90 & 91, LOCAL STREET IMPROVEMENTS. THESE STREET IMPROVEMENT PROJECTS WERE BROUGHT BEFORE THE MIRA MESA COMMUNITY PLANNING GROUP IN OCTOBER, 1991 FOR CONSIDERATION. THE MOTION PASSED 13-1 AGAINST CONSIDERING THESE IMPROVEMENTS UNTIL STATE ROUTE 56 WAS CONSTRUCTED. THE COMMUNITY REALIZES THAT THE IMPACT ON THESE STREETS ARE BECAUSE OF REGIONAL, NOT LOCAL, TRAFFIC AND ARE THEREFORE INAPPROPRIATE FOR FBA FUNDING. THE COMMUNITY IS EXPERIENCING CIRCULATION IMPACTS DUE TO A LARGE VOLUME OF TRAFFIC MOVING THROUGH THE COMMUNITY AS A RESULT OF DELAYS IN CONSTRUCTION OF STATE ROUTE 56. THE PROPOSED IMPROVEMENTS WOULD SIMPLY MAKE THIS UNDESIRABLE TRAFFIC PATTERN EASIER TO SUSTAIN IN THE SHORT TERM AND IMPOSSIBLE TO REVERSE IN THE LONG TERM. THE COMMUNITY PLANNING GROUP UNDERSTANDS THIS ACTION WILL ADD TO THE CONGESTION OF THESE INTERSECTIONS/STREETS AND CREATE AN UNDESIRABLE LEVEL OF SERVICE. THEY ARE WILLING TO ACCEPT THIS LEVEL OF SERVICE IN ORDER TO ASSIST THE COUNCIL TO ACCELERATE THE COMPLETION OF SR 56.

THE TASK FORCE VOTED UNANIMOUSLY IN FEBRUARY, 1992 THAT THESE STREET IMPROVEMENTS SHOULD BE DELETED FROM THE PFFP AND FBA ALL TOGETHER. THIS WAS THEN BROUGHT BEFORE THE COMMUNITY PLANNING GROUP AGAIN IN MARCH 1992 AND THE COMMUNITY UNANIMOUSLY SUPPORTED THE TASK FORCE RECOMMENDATIONS. THE CITY CONTINUES TO LEAVE THESE VERY EXPENSIVE PROJECTS IN THE PROGRAM, IN SPITE OF THE TASK FORCE AND COMMUNITY PLANNING GROUP'S RECOMMENDATION THAT THESE NOT BE CONSTRUCTED.

3. PROJECT 64, HOURGLASS PARK, PHASE I. THE TASK FORCE HAS RECOMMENDED A COST FOR PHASE I OF THIS PROJECT AT \$230,000,000.00 LESS THAN THE CITY'S RECOMMENDATION. THE TASK FORCE ESTIMATE IS BASED, IN PART, ON BOTH ACTUAL CONSTRUCTION COSTS INCURRED TO DATE (ALMOST 50 PERCENT OF THE TOTAL PROJECT IS NOW COMPLETED) AS WELL AS VALUES INCLUDED IN THE CONTRACT DOCUMENTS AWARDED FOR THE WORK THAT REMAINS TO BE COMPLETED. A CONTINGENCY AMOUNT OF OVER \$250,000 FOR THE REMAINING WORK HAS ALSO BEEN INCLUDED WITH THIS ESTIMATE.
4. PROJECT 71, HOURGLASS POOL. THE TASK FORCE HAS UTILIZED THE COST FIGURES AS IDENTIFIED IN THE THIRD

COMMUNITY PARK LEASE AGREEMENT AND AMENDMENT (I.E., MIRA MESA RECREATIONAL COMPLEX). ALTHOUGH CITY STAFF FROM BOTH FACILITIES FINANCING AND PARK AND RECREATION DEPARTMENTS HAS AGREED THAT THE DOLLARS IDENTIFIED IN THE LEASE AGREEMENT ARE THE ONLY FUNDS TO BE PROVIDED FOR THIS FACILITY, THE CITY HAS INCLUDED AN ADDITIONAL \$400,000.00, TO THE COST OF THIS FACILITY. IT IS CLEAR, WHEN REVIEWING THE LEASE AGREEMENT, THAT THE BUDGET AMOUNT PROPOSED BY THE TASK FORCE REPRESENTS 100 PERCENT OF THE CITY'S OBLIGATION FOR THE CONSTRUCTION OF THIS FACILITY.

5. PROJECT 75, CARROLL SCHOOL PARK SITE. THE TASK FORCE HAS INCLUDED \$100,000 IN FY 1993 FOR ONE-HALF OF THE STREET IMPROVEMENTS ON WESTMORE ROAD FOR THAT SECTION WHICH FRONTS THE NORTH SIDE OF CARROLL SCHOOL PARK SITE.
6. PROJECT 77, FIRE STATION NO. 44. THE CITY ESTIMATED THE LAND COST FOR A ONE-ACRE SITE TO CONSTRUCT A 6,500 SQ. FT. FIRE STATION TO BE \$1,000,000.00 (\$23.00/SF0. THE TASK FORCE HAS RECOMMENDED THAT THIS LAND COST BE REDUCED TO \$500,000.00 DIFFERENCE BETWEEN THE TASK FORCE'S RECOMMENDED FBA AND THE CITY'S. THE TASK FORCE UTILIZED LAND COSTS AS PROVIDED BY THE LAND OWNERS/DEVELOPERS WHO HAVE LAND IN THE VICINITY OF THE PROPOSED FIRE STATION.
7. PROJECT 93, COMMUNITY FUND. THE TASK FORCE HAS CREATED A NEW PROJECT IDENTIFIED IN THE PFFP ONLY. IT IS NOT TO BE INCLUDED IN THE FBA CASH FLOW. THIS PROJECT WAS ESTABLISHED TO ACT AS A COMMUNITY TRUST FUND WHERE DEVELOPER NON-REFUNDABLE GRANTS TO THE COMMUNITY MAY BE DEPOSITED AND TRACKED, I.E., SHAPELL'S \$600,000 AND PARDEE'S \$1,000,000 CONTRIBUTIONS FOR "GENERAL PUBLIC IMPROVEMENTS WITHIN THE MIRA MESA PLANNING AREA". AS PROJECTS ARE IDENTIFIED FOR THE EXPENDITURE OF THESE FUNDS, THE PFFP CAN PROVIDE AN ANNUAL AUDIT OF EXPENDITURES.
8. THE TASK FORCE REDUCED THE NUMBER OF REMAINING MULTI-FAMILY DWELLING UNITS TO BE BUILT BY 300 D.U.'S FROM THE DEVELOPMENT SCHEDULE. THIS AMOUNT WAS OMITTED AS A CONTINGENCY FOR PROPERTIES THAT MAY NOT BUILD TO THE DENSITY PERMITTED BY DEVELOPMENT AGREEMENT AND/OR ZONING. THIS REDUCTION WAS LINEARIZED OVER A TEN-YEAR PERIOD IN THE BUILDOUT SCHEDULE (30 DU/YR.)
9. BOTH THE TASK FORCE AND THE CITY'S BUILDOUT SCHEDULE HAS INCLUDED 85 MULTI-FAMILY UNITS FOR THE NAVY

PROPERTY. IT IS THE CITY'S OPINION THAT THE NAVY WILL PAY FBA FEES, AND IT IS THE OPINION OF THE TASK FORCE THAT THE NAVY WILL PAY IMPACT FEES TO THE COMMUNITY IN WHICH THEY ARE IMPACTING IF THEY ARE KEPT INFORMED, MONITORED AND TRACKED CAREFULLY BY THE CITY. THE RESPONSIBILITY LIES WITHIN THE CITY TO INSURE PAYMENT OF SAID FEES.

THE OVERALL IMPACT OF THESE DIFFERENCES IS THAT THE MIRA MESA COMMUNITY PLANNING GROUP AND TASK FORCE IS RECOMMENDING AN ASSESSMENT SCHEDULE BASED ON A SINGLE-FAMILY DWELLING UNIT ASSESSMENT OF \$10,195 IN FY 1993, WHEREAS THE CITY IS RECOMMENDING A FY 1993 SINGLE-FAMILY DWELLING UNIT ASSESSMENT OF \$11,010. THE CITY'S ASSESSMENT WILL BE HIGHER YET WHEN THEY DELETE THE \$1,600,000 COMMUNITY FUND CONTRIBUTIONS FROM THEIR FBA CASH FLOW AND OMIT THE 300 MULTI-FAMILY DWELLING UNITS AS A CONTINGENCY. ALTHOUGH THE CITY'S ASSESSMENT REPRESENTS A SIGNIFICANT REDUCTION FROM THE 1993 ASSESSMENT SCHEDULE IN THE CURRENT, APPROVED, FY 1992 FINANCING PLAN, THE TASK FORCE STANDS BEHIND THEIR APPROACH AND ANALYSIS TO THE FBA AND STRONGLY BELIEVES THE ASSESSMENT SHOULD BE MODIFIED AS PROPOSED BY THE TASK FORCE. Second by Stallings. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333: CONTINUED TO MAY 12, 1992 AT 10:00 A.M.

Three actions relative to De La Fuente Business Park, Phase II - Assessment District No. 4021 (1913 Improvement Act):

(Otay Mesa Community Area. District-8.)

Subitem-A: (R-92-1662)

Approving the Contract for Ownership of Improvements.

Subitem-B: (R-92-1663)

Confirming the assessment, ordering the improvements made, together with appurtenances, and approving the City Engineer's Report.

Subitem-C: (R-92-1664)

Authorizing certain assessment district bonds to be sold at a public sale and directing a call for sealed bids.

FILE LOCATION: STRT D-2283

COUNCIL ACTION: (Tape location: A010-027.)

MOTION BY CONTINUE TO MAY 12, 1992, AT 10:00 A.M. AT THE REQUEST OF THE CITY MANAGER BECAUSE THE OTAY WATER DISTRICT HAS NOT YET SIGNED THE UTILITY AGREEMENT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Stevens-yea, Behr-not present, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334: (R-92-1647) CONTINUED TO JUNE 15, 1992

Encouraging the State of California to expeditiously provide for the efficient and environmentally safe disposal of low-level radioactive waste (LLRW).

FILE LOCATION:

COUNCIL ACTION: (Tape location: G386-I007.)

MOTION BY BEHR TO CONTINUE TO JUNE 15, 1992 WITH THE FOLLOWING DIRECTION TO STAFF:

1. DIRECT STAFF TO COME BACK WITH A MORE IN-DEPTH RESPONSE TO THE QUESTION OF PERMITTING DELAYS INCLUDING THE OPERATING EXPANSION OR LOCATION OF FACILITIES DELAYS TO THIS CITY.
2. WHAT ARE THE ALTERNATIVE SOURCES FOR ALTERNATIVE DISPOSAL SITES. THE NUMBER OF GENERATORS SHOWN BY STAFF IS 51 AND THERE ARE 90 OR MORE WHICH IS SAYING THEY CANNOT HANDLE ALL THAT THEY HAVE NOW. CONDUCT A SURVEY OF THESE GENERATORS AND SEE WHAT THESE PROBLEMS ARE. U.S. ECOLOGY HAS A LIST IF WE DON'T.
3. ESTIMATE THE COST IMPACT TO LOCAL GENERATORS BY COMMUNICATING WITH THE BIOTECH/BIOMED INDUSTRY COUNCIL TO UNDERSTAND THE COST IMPLICATIONS, AND BRING BACK A MORE EXPANDED REPORT ON THE IMPACTS ON OPERATION OF BUSINESS AND COSTS ASSOCIATED WITH THOSE BUSINESSES FOR STORING ONSITE.

4. THE REPORT NEEDS TO EXPLORE THE IMPACTS OF LOW-LEVEL WASTE GENERATORS TO SAN ONOFRE BECAUSE THEY HAVE A FEDERAL LICENSE. BRING SAMPLES BACK OF WHAT THE PARAMETERS OF THEIR PERMITS ARE FROM THE COUNTY ENVIRONMENTAL HEALTH SERVICES AND THE STATE.
5. DIRECT STAFF TO RESEARCH THE SAFETY OF THIS PROJECT ON HOW QUICKLY THE RADIOACTIVE WASTE WOULD MIGRATE AT THAT FACILITY AND WHETHER IT IS CONNECTED TO THE COLORADO RIVER. DISCUSS WHAT THE ECONOMIC IMPACTS WOULD BE ON THIS CITY IF POWER PLANT WASTE WERE DUMPED 20 MILES FROM OUR WATER SUPPLY. STAFF IS DIRECTED TO OBTAIN AS MUCH OF THIS INFORMATION AS POSSIBLE FROM STATE AND FEDERAL AGENCIES WITHOUT SPENDING A LOT OF STAFF TIME OR HIRING AN EXPERT.
6. PREPARE AN ANALYSIS OF THE WARD VALLEY TO INCLUDE THE TIME LINE OF ALL THE EVENTS SO COUNCIL HAS AN OPPORTUNITY TO GET SOME INPUT FROM THE PROCESS. INCLUDE IN THE BACKGROUND WHAT IS HAPPENING AT THE STATE LEVEL, WHAT ARE THE ISSUES AND WHEN ARE THEY GOING TO BE RESOLVED SO THAT WE HAVE SOME GROUNDING OF THIS ISSUE.
7. DIRECT THE CITY ATTORNEY TO COMMENT ON HOW THE QUASI-JUDICIAL HEARINGS WILL BE CONDUCTED AND HOW COUNCIL COULD HAVE INPUT.

Second by Roberts. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-not present, Filner-yea,
Mayor O'Connor-not present.

ITEM-335: CONTINUED TO MAY 26, 1992, 2:00 P.M., TIME CERTAIN

(Continued from the meetings of March 16, 1992, Item S408, March 23, 1992, Item S411, and March 31, 1992, Item S500; last continued at Mayor O'Connor's request, for further review.)

In the matter of proposed wholesale water rate increases by Metropolitan Water District of Southern California (MWD) and San Diego County Water Authority (CWA).

(See memorandums from the City Manager dated 3/20/92, 3/16/92, and 3/10/92.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: G468-499.)

MOTION BY STALLINGS TO CONTINUE TO MAY 26, 1992 AS A TIME CERTAIN ITEM TO BE PLACED FIRST ON THE DOCKET DUE TO LACK OF TIME. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-336: (R-92-1473) CONTINUED TO MAY 26, 1992, 2:00 P.M., TIME CERTAIN

(Continued from the meeting of March 31, 1992, Item S502, at of Mayor O'Connor's request, for further review.)

Reducing the City's water conservation goal by 10 percent.

CITY MANAGER SUPPORTING INFORMATION: The City Council responded to a fifth year of statewide drought conditions by establishing a citywide water conservation goal of 20 percent on April 12, 1991. City residents demonstrated their commitment to water conservation by conserving an average of 26 percent between April and December 1991. Increased statewide precipitation and runoff levels have resulted in an improved water supply situation. Officials from the State Water Project recently announced that water deliveries to urban areas were increased to 35 percent of normal, up from the 20 percent level estimated in January 1992. These events prompted the Metropolitan Water District of Southern California (MWD) and the San Diego County Water Authority (CWA) to announce earlier this month a reduction in required water conservation levels. The CWA has requested that their member agencies attain a 10 percent conservation savings between March and September 1992. In light of the CWA's actions, it is recommended that the City reduce its citywide conservation goal from the current 20 percent to 10 percent.

NOTE: See Item 335 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: G468-499.)

MOTION BY STALLINGS TO CONTINUE TO MAY 26, 1992 AS A TIME CERTAIN ITEM TO BE PLACED FIRST ON THE DOCKET DUE TO LACK OF

TIME. Second by Behr. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-not present, Filner-yea,
Mayor O'Connor-not present.

ITEM-337: (O-92-106) CONTINUE TO MAY 12, 1992, 2:00
P.M., TIME CERTAIN

A proposal to amend the San Diego Municipal Code by
amending Chapter X, Article 1, Divisions 4 and 11 and
Chapter IX, Article 5, Division 1 relating to City-Wide
Sign Regulations for Commercial and Industrial Zones
by:

1. Consideration of the allowance for additional
signage for properties four acres or more which
abut freeways.
2. Consideration of the expansion of banner programs.
3. Consideration of the allowance for directory
signage for industrial properties.
4. Consideration of an increase in "rent", "lease"
and "for sale" signage permitted in multi-family
residential zones.
5. Miscellaneous corrections, additions and
modifications to the Sign Code to clarify
ambiguous language.

The proposed amendment to the Municipal Code also
constitutes an amendment to the City of San Diego's
Local Coastal Program (LCP). If approved by the City
Council, the proposed LCP amendment must be submitted
to the California Coastal Commission for review and
certification. The LCP amendment would not become
effective until after approval by the California
Coastal Commission.

Introduction of an Ordinance amending the Municipal
Code.

FILE LOCATION:

COUNCIL ACTION: (Tape location: I007-047.)

MOTION BY STALLINGS TO CONTINUE TO MAY 12, 1992 AT 2:00 P.M., TIME CERTAIN, DUE TO LACK OF TIME. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-338:

Matter of the request of J. L. Elder Company for a Rezone, Tentative Parcel Map, Conditional Use Permit, Variance, Planned Commercial Development Permit, and Planned Residential Development Permit PRD-90-0435 (amendment to Planned Residential Development Permit PRD-86-0385) (Canyon Hills Commercial Center) to rezone a 0.44-acre portion of a site from A-1-10 to CA and construct a 21,760 square-foot commercial/retail center with associated signs, a fast food restaurant, and an automotive service station with a convenience store and a car wash. The applicant is requesting a variance to allow uses on one legal lot to have signage on the adjoining lot within the commercial center. The subject property, a vacant 2.8-acre site, is located at the northwest corner of Interstate 15 and Mercy Road on both sides of Alemania Road and is more particularly described as Lot 125 and Lot A of Map-11833 and a portion of Sections 20 and 29 in Township 14 South, Range 2 West, SBBM. The CA and A-1-10 zoned site (commercial shopping center and agriculture, minimum lot size of 10 acres) is within the Mira Mesa Community Plan area.

Actions required for the project are as follows:

1. Rezoning a 0.44 acre portion of the site from A1-10 to CA.
2. Tentative Parcel Map to subdivide the parcel west of Alemania Road into two lots.
3. A Conditional Use Permit to develop the automobile service station and carwash.
4. A Planned Commercial Development Permit and Variance to develop the commercial center, including signage. The signage proposes three monument signs, a 50-foot-tall freeway oriented ground sign with three tenant panels, and wall signs for individual tenants. The 50-foot-tall

freeway sign would include signage for the service station, the fast food restaurant and a future restaurant within the center.

A variance is needed due to the fact that the sign will not be located on the same legal lot of the service station and the fast food restaurant. On the same basis a variance is also needed to allow a monument sign for the retail center to be placed on the service station site.

5. An amendment to Planned Residential Development Permit 86-0385 to remove the portion of the site west of Alemania Road from the approved PRD. This portion of the site was included with the PRD and was originally proposed for unspecified commercial uses.

(Case-90-0435. District-5.)

Subitem-A: (R-92-1374) ADOPTED AS RESOLUTION R-279867

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-90-0435 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration, mitigation, monitoring and reporting program have been reviewed and considered by the Council.

Subitem-B: (O-92-121) INTRODUCED, TO BE ADOPTED
MAY 11, 1992

Introduction of an Ordinance for CA Zoning.

Subitem-C: (R-92-1793) ADOPTED AS RESOLUTION
R-279868, GRANTING THE
TENTATIVE PARCEL MAP

Adoption of a Resolution granting or denying the tentative parcel map.

Subitem-D: (R-92-1794) ADOPTED AS RESOLUTION
R-279869, GRANTING THE
CONDITIONAL USE PERMIT

Adoption of a Resolution granting or denying the conditional use permit.

Subitem-E: (R-92-1795) ADOPTED AS RESOLUTION
R-279870, GRANTING THE PLANNED
COMMERCIAL DEVELOPMENT PERMIT
AND THE VARIANCE

Adoption of a Resolution granting or denying the
planned commercial development permit and variance.

Subitem-F: (R-92-1796) ADOPTED AS RESOLUTION R-279871
GRANTING AMENDMENT TO THE PRD
PERMIT

Adoption of a Resolution granting or denying the
amendment to the planned residential development
permit.

FILE LOCATION: Subitem-A: PERM-CUP90-0435; Subitem-C:
SUBD-Canyon Hills Commercial Center;
Subitem-D: PERM-CUP90-0435; Subitem-E:
PERM-PCD90-0435; Subitem-F: PERM-PRD90-0435

COUNCIL ACTION: (Tape location: I047-060.)

Hearing began at 6:02 p.m. and halted at 6:05 p.m.

MOTION BY BEHR TO ADOPT SUBJECT TO THE CONDITIONS CONTAINED
IN ATTACHMENTS 4, 5, AND 6 OF THE CITY MANAGER'S REPORT.
Second by Stallings. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-not present,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present,
Filner-not present, Mayor O'Connor-not present.

ITEM-339: (O-92-120) CONTINUED TO MAY 5, 1992

(Continued from the meeting of March 31, 1992, Item
333.)

Matter of amending the San Diego Municipal Code by
adding Chapter XI relating to land development
administration and procedures (Zoning Code Update).
The amendment includes revisions to such matters as
application procedures, public noticing,
decision-making bodies and appeal procedures. The
proposed amendment also constitutes an amendment to the
City of San Diego's Local Coastal Program. If approved
by the City Council, the proposed amendment must be
submitted to the California Coastal Commission for

review and certification. The proposed amendment is not effective in the Coastal zone until after approval by the California Coastal Commission.

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D023-037.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MAY 5, 1992 FOR FURTHER REVIEW. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-340: (R-92-1541) CONTINUED TO MAY 4, 1992

Accepting a loan repayment of \$70,000 from the Linda Vista Redevelopment Project; amending the FY 1992 budget of the contribution to the Redevelopment Agency Fund to include \$70,000; authorizing the reloan of \$70,000 to the College Grove Redevelopment Project.

(Districts-4, 5, 6, and 7.)

CITY MANAGER SUPPORTING INFORMATION: This action will accept the repayment of \$70,000 to the City from the Linda Vista Shopping Center Redevelopment Project and authorize the reloan of that same amount to the College Grove Shopping Center Redevelopment Project. The funds are needed to pay for insurance, audit, accounting, data processing and other mandated costs incurred in the administration of the College Grove Project. At present, all Tax Increment funds generated by the College Grove Project are earmarked for repayment of development costs, reimbursement to the County, and for the set-aside for low/moderate income housing. It is anticipated that some Tax Increment funds will be available from the College Grove Project for administrative costs and repayment of this loan within three to five years.

Aud. Cert. 9200781.

NOTE: See the Redevelopment Agency Agenda of April 28, 1992 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: G583-H031.)

MOTION BY BEHR TO CONTINUE TO MAY 4, 1992 DUE TO LACK OF TIME. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-S410: CONTINUED TO MAY 4, 1992

In the matter of a proposed new City Department relative to Code Enforcement.

FILE LOCATION:

COUNCIL ACTION: (Tape location: H031-033.)

MOTION BY CONTINUE TO MAY 4, 1992 DUE TO LACK OF TIME. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-S500:

(Continued from the meeting of April 21, 1992, Item 334, at Councilmember Filner's request, for staff to review concerns from Barry Schultz regarding minority contracts.)

Seven actions relative to Clean Water Program Financing:

Subitem-A: (R-92-1609) ADOPTED AS RESOLUTION R-279872

Adoption of a Resolution authorizing the cancellation and rescheduling of FY 1992 Water Utilities Department and Clean Water Program Capital Improvement Appropriations to later years.

Subitem-B: (R-92-1614) NOTED AND FILED

Adoption of a Resolution authorizing expenditures from CIP-40-911.5 to award a construction contract and related services regarding the Point Loma Outfall Extension; accepting the low responsive bid and

awarding the contract for construction to Point Loma constructors regarding the Point Loma Outfall Extension; authorizing Amendment No. 5 to the agreement with Engineering- Science, for professional services regarding the Point Loma Outfall Extension.

Subitem-C: (R-92-1615) ADOPTED AS RESOLUTION R-279873

Adoption of a Resolution authorizing the City Manager to apply for a Federal Grant regarding the Point Loma Outfall Extension project.

Subitem-D: (R-92-1616) NOTED AND FILED

Adoption of a Resolution approving the forms of and authorizing the execution and delivery of an indenture relating to an installment purchase financing and approving certain actions in connection therewith.

Subitem-E: (R-92-1617) NOTED AND FILED

Adoption of a Resolution authorizing the City Manager to pursue planning for a bond issue in connection with the Municipal Sewer System.

Subitem-F: (R-92-1618) NOTED AND FILED

Adoption of a Resolution adopting a policy of adjusting sewer rates annually in compliance with bond covenants.

Subitem-G: (R-92-1619) NOTED AND FILED

Adoption of a Resolution authorizing an amendment to the agreement with Schaer Associates (High-Point Schaer) for the preparation of an engineer's statement of feasibility.

FILE LOCATION: WATER - Clean Water Program Financing
CCONTFY92-1

COUNCIL ACTION: (Tape location: H033-051.)

MOTION BY HARTLEY TO ADOPT SUBITEMS A AND C AND TO NOTE AND FILE SUBITEMS B, D, E, F AND G. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-S501: (R-92-1684) ADOPTED AS RESOLUTION R-279863

Application to the Mortgage Bond Tax Credit Allocation
Committee for issuance of \$35,000,000 allocation
Mortgage Credit Certificates to promote homeownership
for low and moderate income first time homebuyers.

(See Housing Commission Report HCR-92-005CC.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B620-639.)

MOTION BY BEHR TO ADOPT ITEMS 331 AND S501. Second by Mayor
O'Connor. Passed by the following vote: Wolfsheimer-yea,
Roberts-not present, Hartley-yea, Stevens-not present,
Behr-yea, Stallings-yea, McCarty-yea, Filner-not present,
Mayor O'Connor-yea.

ITEM-S502: (R-92-1501) CONTINUED TO MAY 12, 1992

(Continued from the meeting of April 21, 1992, Item
209, due to lack of time.)

Requesting Congress and the President of the United
States to amend the Fair Labor Standards Act (FLSA) to
exempt public sector executive, administrative and
professional salaried employees from the salary basis
test to determine eligibility for overtime premium
payments and in particular to enact S.1670 (Seymour)
and H.R.4570 (Lowery); directing the Department of
Legislative Services and Washington Advocates to
vigorously represent the City's position on this vital
issue.

(See Department of Legislative Services Report
DLS-92-12.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: H289-304.)

MOTION BY CONTINUE TO MAY 12, 1992 DUE TO LACK OF TIME.
Second by Stallings. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-not present, Filner-yea,
Mayor O'Connor-not present.

ITEM-S503: (R-92-1509) ADOPTED AS RESOLUTION R-279874

(Continued from the meeting of April 21, 1992, Item 210, due to lack of time.)

Establishing the Government Office Space Task Force to develop a long-term strategy for downtown City office space, as more fully described in City Manager Report CMR-92-84; directing the Government Office Space Task Force to address the specific tasks described in City Manager Report CMR-92-84.

(See City Manager Report CMR-92-84. District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G512-564.)

MOTION BY BEHR TO ADOPT WITH DIRECTION TO STAFF TO GET THIS PROCESS MOVING A LITTLE QUICKER SO THAT APPOINTMENTS ARE MADE BY MAY 1, 1992 AND TO FOCUS THE WORK EFFORT BY NOT UNLEASHING THE TASK FORCE TO LOOK THROUGHOUT THE ENTIRE DOWNTOWN AREA AT POSSIBLE SITES BUT TO ONLY DEVELOP, TO A GREATER DEGREE, THE UTILIZATION OF THIS EXISTING SITE AS COMPARED TO THE WORK THAT WAS DONE ON THE SITE IN CENTRE CITY EAST. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-S504: WELCOMED AND PRESENTED

Welcoming and presenting a Key to the City to the Honorable Celso Humberto Delgado, Governor of the State of Nayarit, Mexico. The Governor is in San Diego seeking cooperation in the organization of a yachting and sailing exchange between Nayarit and San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D014-173.)

ITEM-S505: RECOGNIZED

Recognizing April 28, 1992, as National Youth Service Day.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D174-218.)

MOTION BY McCARTY TO RECOGNIZE. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S506:

(Continued from the meeting of April 21, 1992, Item 342, to continue discussion with companion Item of Redevelopment Plan for the Centre City Redevelopment Project.)

A Proposal to adopt the following: Centre City Community Plan and related ordinances, including the Centre City Parking Ordinance, the Centre City Transit Ordinance, the Centre City Streetscape Manual, and the Centre City Planned District Ordinance; and the approval of a corresponding amendment to the City's Local Coastal Program.

The proposed Centre City Community Plan would provide the overall standards, criteria, and objectives for development within the Centre City area. The Parking Ordinance, Transit Ordinance, Streetscape Manual and Planned District Ordinance would contain specific regulations and procedures for the City to implement the proposed Community Plan.

The proposed Centre City Community Plan and related ordinances also constitute an amendment to the City of San Diego's Local Coastal Program. If approved by the City Council, the proposed Local Coastal Program amendment must be submitted to the California Coastal Commission for review and final approval. The proposed Local Coastal Program amendment would not be effective until after approval by the California Coastal Commission.

(Districts-2, 3 & 8.)

Subitem-A: (R-92-1539) ADOPTED AS RESOLUTION R-279875

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR State Clearing House No. 900010898 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and that appropriate findings of mitigation, feasibility or project alternatives; a reporting and monitoring program; and a statement of overriding considerations are adopted pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-92-1538) ADOPTED AS RESOLUTION R-279876

Adoption of a Resolution repealing the Centre City Community Plan adopted May 12, 1976, as amended and adopting the proposed Centre City Community Plan.

Subitem-C: (O-92-94) INTRODUCED, TO BE ADOPTED
MAY 11, 1992

Introduction of an Ordinance amending the Municipal Code by adding the Centre City Planned District.

Subitem-D: (O-92-99) INTRODUCED, TO BE ADOPTED
MAY 11, 1992

Introduction of an Ordinance amending the Municipal Code relating to the Centre City Parking Regulations.

Subitem-E: (O-92-129) INTRODUCED, TO BE ADOPTED
MAY 11, 1992

Introduction of an Ordinance amending the Municipal Code relating to the provision and preservation of transit and parking facilities for the Centre City Community Plan.

Subitem-F: (R-92-1532) ADOPTED AS RESOLUTION R-279877

Adoption of a Resolution adopting the proposed Centre City Streetscape Manual.

NOTE: See Item 602 on the Special Meeting Docket of April 28, 1992 and the Redevelopment Agency Agenda for companion items.

FILE LOCATION: LAND - CENTRE CITY COMMUNITY PLAN

COUNCIL ACTION: (Tape location: E559-G386.)

Hearing began at 3:31 p.m. and halted at 4:41 p.m.

Testimony in favor by Wayne Rafflesberger, Peter Davis and Perry Dealy.

MOTION BY ROBERTS TO AMEND SECTION 3 OF THE ORDINANCE REGARDING TRANSIT AND PARKING FACILITIES TO READ "THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE ON THE 30TH DAY FROM AND AFTER ITS PASSAGE, PROVIDED, HOWEVER, THAT THE COLLECTION OF THE FEES SHALL BE POSTPONED INDEFINITELY IN ORDER TO ALLOW IMPLEMENTATION MECHANISMS TO BE PUT IN PLACE. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-nay, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

MOTION BY ROBERTS TO AMEND THE UNDERGROUND PARKING SECTION OF THE PLANNED DISTRICT ORDINANCE TO AMEND SECTION 103.1915 K.1.b. TO READ "B. FOR COMMERCIAL/PROFESSIONAL OFFICE USES AND FOR ALL OTHER USES WITH A FLOOR AREA RATIO GREATER THAN 4.0, AT LEAST TWO (2) LEVELS OF PARKING SHALL BE ACCOMMODATED BELOW GRADE PRIOR TO THE PROVISION OF ANY ABOVE-GRADE PARKING WITH THE FOLLOWING EXCEPTIONS:..." Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY ROBERTS TO AMEND THE LAND USE EMPHASIS MAP OF THE CENTRE CITY COMMUNITY PLAN IN THE PLANNED DISTRICT ORDINANCE, REDEVELOPMENT PLAN AND COMMUNITY PLAN FOR THOSE BLOCKS BOUNDED BY CEDAR, UNION, SECOND, AND BEECH. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

MOTION BY ROBERTS TO REQUEST THAT THE FLOOR AREA RATIO (FAR) IN THE COMMUNITY PLAN AND PDO BE AMENDED FOR THE BLOCKS BOUNDED BY CEDAR, UNION, SECOND AND BEECH TO REFLECT A FAR OF 8. Second by Filner. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

Motion by Roberts to include language in the Staff Report on Page 11 regarding the view corridors on Date, Fir and Elm Streets. Second by Filner. Failed. Yeas-2,3,5. Nays-1,4,6,7,8. Not present-M.

MOTION BY ROBERTS TO ADOPT THE RESOLUTION FOR SUBITEM-A, ADOPT THE RESOLUTION FOR SUBITEM-B AS AMENDED AND INTRODUCE THE ORDINANCE FOR SUBITEM-C AS AMENDED WITH DIRECTION TO STAFF TO COME BACK WITHIN SIX MONTHS TO SEE, BASED ON OUR EXPERIENCE, WHAT, IF ANY, EXCEPTION PROCEDURES SHOULD BE CONSIDERED TO PROVIDE THE FLEXIBILITY AND THE PRACTICAL MECHANISMS TO WORK THIS PLAN. SCHEDULE A PLAN UPDATE REVIEW WITHIN 18 MONTHS. DIRECT THE CITY MANAGER AND THE CCDC TO HOLD FURTHER DISCUSSIONS WITH THE NAVY REGARDING THE NAVY BAYFRONT COMPLEX DEVELOPMENT PROJECT AGREEMENT AND TO KEEP THAT IN ABEYANCE UNTIL THE DOWNTOWN WATERFRONT PRECISE PLAN HAS BEEN DEVELOPED AND ADOPTED BY THE PORT AND THE CITY. REQUEST THE PORT COMMISSION TO WORK WITH THE CCDC AND OTHER INTERESTED PARTIES TO UPDATE THE PORT EMBARCADERO MASTER PLAN AND DEVELOP A PRECISE PLAN FOR THE DOWNTOWN SAN DIEGO WATERFRONT WEST OF KETTNER AND SOUTH OF MARKET STREET AND TO ESTABLISH APPROPRIATE FAR AND HEIGHT LIMITS NEEDED TO IMPLEMENT THE DOWNTOWN WATERFRONT PRECISE PLAN. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S507: APPROVED

Reviewing alternative concept plans for the North City Future Urbanizing Area and receiving a status report on the plan preparation process.

(See City Manager Report P-92-080.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I060-575.)

MOTION BY WOLFSHEIMER TO APPROVE. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-508: (R-92-1672) CONTINUED TO MAY 5, 1992

(Continued from the meeting of April 21, 1992, Item S502, due to lack of time.)

Declaring that the City shall support such environmentally sound and cost effective efforts as are

necessary to improve the amount and utilization of water storage capacity in order for all areas of the City to be provided with a reliable water supply, with a high priority of addressing the emergency storage deficiency in the northern portion of the City.

(Docketed per Council direction at the meeting of April 2, 1992.)

NOTE: See Item S500 on the supplemental docket of April 28, 1992 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: G439-480.)

MOTION BY BEHR TO CONTINUE TO MAY 5, 1992 DUE TO LACK OF TIME. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-CS-1: (R-92-1721) ADOPTED AS RESOLUTION R-279864

A Resolution adopted by the City Council in Closed Session on Tuesday, April 28, 1992:

Authorizing the City Manager to pay the total sum of \$35,000.00 in settlement of each and every claim against the City, its agents and employees, resulting from the personal injury claim of Kurt Heidgerken, Superior Ct. Case No. 635505; authorizing the City Auditor and Comptroller to issue one check in the total amount of \$35,000.00 made payable to Kurt Heidgerken and his attorneys, Frank A. Rockwell and Timothy J. Sullivan in full settlement.

Aud.Cert. 9200866

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

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COUNCIL COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Chairperson Filner at
6:17 p.m.

FILE LOCATION: Minutes

COUNCIL ACTION: (Tape location: J037).